

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA**

FEDERAL HOME LOAN BANK OF  
INDIANAPOLIS,

Plaintiff,

v.

BANC OF AMERICA MORTGAGE  
SECURITIES, INC., ET AL.,

Defendants.

No. 10-CV-1463 WTL-DML

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**ORDER GRANTING JOINT MOTION TO SET BRIEFING SCHEDULE FOR  
PLAINTIFF'S MOTION TO REMAND AND ENLARGE DEFENDANTS' TIME TO  
RESPOND TO COMPLAINT**

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This matter comes before the Court on the parties' Joint Motion to Set Briefing Schedule for Plaintiff's Motion to Remand and Enlarge Defendants' Time to Respond to Complaint. The Court, having considered the motion, hereby GRANTS the Motion.

IT IS THEREFORE ORDERED that the parties' briefing schedule shall be as follows:

1. Plaintiff shall serve and file its Remand Motion on or before December 15, 2010. Plaintiff's brief in support of the Remand Motion shall not exceed the thirty-five pages permitted by Local Rule 7.1.

2. Defendants shall serve and file a joint opposition to the Remand Motion on or before January 26, 2011.

3. The Wells Fargo Defendants<sup>1</sup> and UBS Securities LLC, shall serve and file a supplemental brief in opposition to the Remand Motion on or before January 26, 2011 on the issue of federal jurisdiction pursuant to 28 U.S.C. § 1334.

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<sup>1</sup> The Wells Fargo Defendants are: Wells Fargo & Company, Wells Fargo Asset Securities Corporation and Wells Fargo Bank, National Association.

4. The combined length of any briefs filed in opposition to the Remand motion shall not exceed the thirty-five pages permitted by Local Rule 7.1.

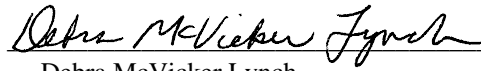
5. Plaintiff shall serve and file its reply memorandum in support of its Remand Motion on or before February 16, 2011, which memorandum shall not exceed the twenty pages permitted by Local Rule 7.1.

6. Defendants shall not be required to answer or otherwise respond to the Complaint until after this Court enters an order on Plaintiff's Remand Motion. Following the entry of an order by this Court on Plaintiff's Remand Motion, the parties shall meet and confer and attempt to agree to a schedule for Defendants to answer or otherwise respond to the Complaint, and shall submit a joint motion and proposed order to the Court setting forth said schedule.

7. The entry of this Order shall not result in a waiver by either Plaintiff or Defendants of any rights to seek from each other or the Court additional adjournments or extensions of the above deadlines; and the entry into this agreement and submission of this stipulation shall not waive, and the parties expressly preserve, all rights, claims and defenses, including, without limitation, all defenses relating to jurisdiction, venue and arbitrability.

8. The court further stays this matter pending its ruling on the motion to remand.

DATED: 12/22/2010

  
Debra McVicker Lynch  
United States Magistrate Judge  
Southern District of Indiana

Distribution<sup>1</sup>:

Jennifer Westerhaus Adams  
BARNES & THORNBURG LLP  
jennifer.adams@btlaw.com

Jonathan P. Emenhiser  
PLEWS SHADLEY RACHER & BRAUN  
jemenhiser@psrb.com

Alan S. Brown  
FROST BROWN TODD LLC  
abrown@fbtlaw.com

Jason L. Fulk  
HOOVER HULL LLP  
jfulk@hooverhull.com

Brian Eugene Casey  
BARNES THORNBURG  
brian.casey@btlaw.com

Eric T. Gortner  
KIRKLAND & ELLIS, LLP  
eric.gortner@kirkland.com

Scott H. Christensen  
HUGHES HUBBARD & REED, LLP  
christen@hugheshubbard.com

Adam S. Hakki  
SHEARMAN & STERLING, LLP  
ahakki@shearman.com

Richard W. Clary  
CRAVATH SWAINE & MOORE, LLP  
rclary@cravath.com

David J. Hensel  
PENCE HENSEL LLC  
dhensel@pencehensel.com

Hamish S. Cohen  
BARNES & THORNBURG LLP  
hamish.cohen@btlaw.com

Andrew W. Hull  
HOOVER HULL LLP  
awhull@hooverhull.com

Anne N. DePrez  
BARNES & THORNBURG LLP  
adeprez@btlaw.com

Karoline E. Jackson  
BARNES & THORNBURG LLP  
kjackson@btlaw.com

Jason R. Delk  
DELK MCNALLY  
delk@delkmcnally.com

Briana Lynn Kovac  
BINGHAM MCHALE LLP  
bkovac@binghammchale.com

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<sup>1</sup> Please note that the court will not mail copies of this entry to those attorneys of record who have not provided their email address to the court. As of September 1, 2004, the failure to register for the court's electronic filing system constitutes a violation of Local Rule 5.7(b). It is the responsibility of co-counsel who are registered to ensure that the entry is distributed to all non-registered counsel, and registered co-counsel also should urge all counsel to comply with the local rule and register to use the court's electronic filing system so that they may receive notice of future entries from the court by email. Information on how to register may be found on the court's website at <http://www.insd.uscourts.gov/ecf>.

Daniel H.R. Laguardia  
SHEARMAN & STERLING, LLP  
dlaguardia@shearman.com

Ryan L. Leitch  
RILEY BENNETT & EGLOFF LLP  
rleitch@rbelaw.com

Sarah Tuohy MacGill  
RILEY BENNETT & EGLOFF LLP  
smacgill@rbelaw.com

Anna Muehling Mallon  
CANTRELL, STRENSKI & MEHRINGER,  
LLP  
amallon@csmlawfirm.com

Harmony A. Mappes  
BAKER & DANIELS - Indianapolis  
harmony.mappes@bakerd.com

Michael T. McNally  
DELK MCNALLY  
mcnally@delkmcnally.com

Linda L. Pence  
PENCE HENSEL LLC  
lpence@pencehensel.com

George M. Plews  
PLEWS SHADLEY RACHER & BRAUN  
gplews@psrb.com

Michael T. Reynolds  
CRAVATH SWAINE & MOORE, LLP  
mreynolds@cravath.com

Thomas E. Satrom  
FROST BROWN TODD LLC  
tsatrom@fbtlaw.com

Christopher G. Scanlon  
BAKER & DANIELS - Indianapolis  
chris.scanlon@bakerd.com

Brian D. Sieve  
KIRKLAND & ELLIS, LLP  
brian.sieve@kirkland.com

James P. Strenski  
CANTRELL, STRENSKI & MEHRINGER,  
LLP  
jstrenski@csmlawfirm.com

David O. Tittle  
BINGHAM MCHALE LLP  
dtittle@binghammchale.com

Paul A. Wolfla  
BAKER & DANIELS - Indianapolis  
paul.wolfla@bakerd.com

Judy L. Woods  
BOSE MCKINNEY & EVANS, LLP  
jwoods@boselaw.com